

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION NO. 173 OF 2017****IN****CRIMINAL WRIT PETITION NO. 2686 OF 2016**

Ayub s/o. Jalil Khan and Ors.

.. Applicants

V/s.

State of Maharashtra and Anr.

.. Respondents

Mr. Akash Singh i/b. Mr. Ashok M. Saraogi for Applicants.

Mrs. M. M. Deshmukh, APP for Respondent-State.

PSI – C.D. Dalvi, Malad Police Station, Mumbai present.

**CORAM : A. S. GADKARI AND
SHIVKUMAR DIGE, JJ.****DATE : 19 AUGUST 2023.****PC. :**

1. This is an application for restoration of Criminal Writ Petition No. 2686 of 2016 which was dismissed for non compliance of condition imposed upon the Petitioner in paragraph No.4 of the Order dated 08.02.2017.

Present application is filed within the period of limitation. Sufficient cause is made out for restoration of the Petition.

2. For the reasons stated in the application, Application is allowed in terms of prayer Clause (a).

(SHIVKUMAR DIGE, J.)**(A.S. GADKARI, J.)**